

July 3, 2017

To: Clerk  
United States District Court  
Southern District of Texas  
Post Office Box 61010  
Houston, Texas 77208

**FILED**

**JUL 07 2017**

**Dale & Bradley, Clerk of Court**

RE: Noe Armando Artiga V. Lori Davis  
Civil Action#: H-16-2219  
. Status of State Habeas Proceedings

4-16-CV-02219

On June 28, 2017 the District Court acting magistrate issued an order to notify the court of the status of my state habeas proceedings and advise whether the stay of this case should be lifted on or before July 28, 2017.

Please consider this my following response.

I request that the stay still be held and that it should not be lifted on my case until the disposition of my post conviction 11.07 application. I ask that the court please aware that I am currently being represented by an attorney and if this court needs any information concerning the status of my state habeas corpus proceedings to please contact:

Ms. Carmen Roe  
Carmen Roe Law Firm  
440 Louisiana, Ste.900  
Houston, Tx 77002  
Phone# 713 236 7755

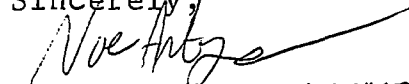
Previously the Texas Court of Criminal Appeals erroneously dismissed my initial Habeas Corpus proceeding on November 2, 2016 as it believed I still had a direct appeal over my conviction pending in the First Court of Appeals of Texas. This appeal was only for a free copy of my Transcripts. On January 3, 2017 the First Court of Appeals issued its mandate of Appeal 01-16-00353-CR and I was allowed to pursue a Habeas Corpus over my conviction. On January 31, 2017 my writ of habeas corpus was filed over my conviction. And on February 2, 2017 the 182nd District Court of Harris County Appointed me Ms. Carmen Roe to handle my post conviction proceedings. In furtherance to this on February 23, the trial court issued an ODI or order designating issues entailing that my ineffective assistance claims, Voluntariness of my Guilty Plea, and Issue concerning the Courts Jurisdiction to adjudicate me to be resolved.

As of now my attorney Carmen Roe is researching and drafting a memorandum in support of my habeas corpus. Currently she is having problems as my trial attorney Mr. Thomas Lewis will not timely hand over my attorney client file. When she is able to get my file and complete her memorandum I believe the trial court will have a hearing on my state writ.

I declare under oath that I have been using due diligence in trying to litigate my state post conviction claims. Currently I have my state 11.07 habeas corpus proceeding pending and my Chapter 64 DNA motion appeal pending. My request to continue the stay in my Federal Habeas Corpus Proceeding is not for delay and I affirm upon the resolution of a disposition in my case I will continue to timely notify this court of any ruling by the state court.

If this court needs any futhur information please inform me or Ms. Carmen Roe and I will give you any other particulars you wish to have in order for this court to have the necessary information to continue the stay in my case.

Sincerely,

A handwritten signature in dark ink, appearing to read "Noe Artiga", with a long horizontal flourish extending to the right.

Noe Armando Artiga#1984587  
Robertson Unit  
12071 F.M. 3522  
Abilene, Texas 79601

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#1984587  
Robertson Unit  
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Houston, Texas 77208

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JUL 11 2017  
U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON

Doris A. Bradley, Clerk of Court

Case # 4:16-cv-02219

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